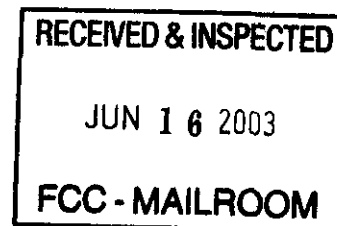


TO: Federal Communications Commission
FROM: Darrell Earwood, Flour Bluff ISD
PHONE: (361) 694-9250
FAX: (361) 694-9800
EMAIL: dearwood@flourbluffschoools.net



PAGES: 4 following:
1 page - FCC Appeal of Deadline
1 page - SPIN Change Request
2 page - Administrator's Decision

No. of Copies rec'd 0+1
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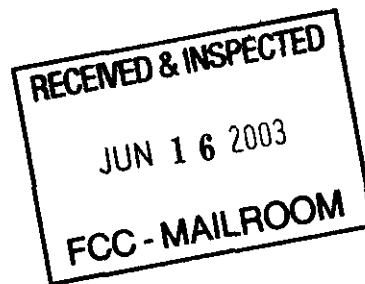
TO: Federal Communications Commission
FROM: Darrell Earwood, Technology Director, Flour Bluff ISD
ADDRESS: 2505 Waldron Rd
Corpus Christi, TX, 78418

PHONE: (361) 694-9250
FAX: (361) 694-9800
EMAIL: dearwood@flourbluffschoools.net

DATE: 06/16/2003

Billed Entity: Flour Bluff Indep School Dist
Entity #: 141630
471 App #: 245039

CC Docket Numbers 96-45, 97-21



LETTER of APPEAL

Request for Waiver of the deadline "SPIN Change Request"

SLD Action: "Administrator's Decision on SPIN Change"

Dated: May 21, 2003

Funding Yr: 2001-2002

FRN: 624149

Reason for SPIN change and this appeal: During the 2001-2002 funding year, Flour Bluff ISD received E-rate eligible and funded services from ICG Telecom for both local and long distance phone service. In November of that funding year, ICG Telecom discontinued long distance services and moved all of its customers to TTI, National for that service. In response, Flour Bluff ISD wished to move committed E-rate funds under this new TTI, National SPIN but was told it would have to do this when all reimbursements towards ICG Telecom had been processed, and then SLD would move all remaining committed funds as a partial move would not be allowed.

After several BEARs had been processed normally for ICG Telecom, and others, during funding year 2001-2002, SLD held two for "some" reason that was never reported to the district. The two submitted BEAR forms were B-01-ICG-3 and B-01-ICG-4. After almost a year of calls to the hotline and letters to BEAR processing administrators, SLD finally processed the BEARs and sent the reimbursement payments.

B-01-ICG-3 was mailed to SLD 05/21/2002. The return BEAR notification is dated 04/01/2003.
B-01-ICG-4 was mailed to SLD 07/16/2002. The return BEAR notification is dated 04/01/2003.

Flour Bluff ISD had no control over ICG Telecom discontinuing long distance service. Flour Bluff had no control over SLD holding the BEAR forms that needed to be processed prior to submitting a SPIN change request.

Included is the one-page SPIN change request and two-page Administrator's decision.

Darrell E Earwood 6/16/03

SPIN Change Request for Funding Year 4

Form 471 Application # 245039

Billed Entity # 141630

Funding Request # 624149

Original Service Provider Name ICG Telecom Group, Inc.
SPIN 143000071New Service Provider Name TTI National, Inc.
SPIN 143001123

Date of SPIN Change 11/2001

I certify that the SPIN change is (1) allowed under state and local procurement rules
(2) allowed under terms of contract with service provider
(3) original service provider has been notified

* ICG Telecom was the service provider for local and long distance phone service.
ICG Telecom no longer provides long distance service and has moved customers to
TTI National for that service.

This request is to add TTI National as a service provider of long distance with a funding
amount equal to the portion remaining with ICG Telecom from Year 4 - Jul 1, 01 to Jun 30, 02.

TOTAL ICG
pre-discount/award/spent
51,321.60/32,845.82/28,559.13

MOVE to TTI NATIONAL
balance
4,286.69

CONTACT: Darrell Earwood
2505 Waldron Rd, Corpus Christi, TX, 78418
Phone: (361) 694-9250
Fax: (361) 694-9800
Email: dearwood@flourbluffschoools.net

 5/5/03

Darrell E Earwood, Director of Technology



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on SPIN Change

May 21, 2003

Flour Bluff ISD
Darrell Earwood
2505 Waldron Road
Corpus Christi, TX 78418

Re: Application Number: 245039
 Funding Request Numbers: 624149
 Funding Year: 2001-2002

After thorough review and investigation of your letter seeking approval to change Service Provider Identification Number (SPIN) and service provider for the funding year listed above, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company has made the following determination on each Funding Request Number that was included in your inquiry for the above referenced Application Number.

The following explanation is provided to inform you of the reason for our denial decision on Funding Request Number(s): **624149**

Your request was dated after the deadline established for the receipt of SPIN Change requests for the pertinent funding year. Therefore, your request is being denied.

If you wish to appeal the decision indicated in this letter, your appeal must be RECEIVED BY THE SCHOOLS AND LIBRARIES DIVISION (SLD) WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify which Administrator's Decision Letter you are appealing. Indicate the funding request number date of the Administrator's Decision Letter. Your letter of appeal must also include the applicant name, the Form 471 Application Number, and the Billed Entity Number from the top of your letter.

3. When explaining your appeal, include the precise language or text that is at the heart of your appeal. By pointing us to the exact words that give rise to your appeal, the SLD will be able to more readily understand and respond appropriately to your appeal. Please keep your letter to the point, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Box 125 - Correspondence Unit, 80 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by calling the Client Service Bureau. We encourage the use of either the e-mail or fax filing options to expedite filing your appeal.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be **RECEIVED BY THE FCC WITHIN 60 DAYS OF THE ABOVE DATE ON THIS LETTER**. Failure to meet this requirement will result in automatic dismissal of your appeal. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by calling the Client Service Bureau. We strongly recommend that you use either the e-mail or fax filing options because of substantial delays in mail delivery to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554.

Thank you for your continued patience and cooperation during this process.

Schools and Libraries Division
Universal Service Administrative Company